

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2003-006677-001 DT

12/04/2003

HONORABLE EILEEN WILLETT

CLERK OF THE COURT
D. Monroe
Deputy

FILED: 12/08/2003

STATE OF ARIZONA

KIRSTEN VALENZUELA

v.

TREACHE MAY PETE (001)
DOB: 05/05/1976

RICK G TOSTO

APO-SENTENCE IMPRISON-CCC
APPEALS-CCC
DISPOSITION CLERK-CSC
VICTIM SERVICES DIV-CA-CCC

SENTENCE OF IMPRISONMENT

State's Attorney:	Kirsten Valenzuela
Defendant's Attorney:	Rick G. Tosto
Defendant:	Present
Court Reporter:	Rick Gaio

WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Amended Count 1: Attempted Burglary in the 3rd Degree
Class 5 Felony
A.R.S. § 13-1501, 1506, 1001, 701, 702, 702.01, 801
Date of Offense: On or between 07/18/2002 and 07/20/2002
Non Dangerous - Non Repetitive

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

Count 1: 1.5 year(s) from 12/04/2003

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Presentence Incarceration Credit: 172 days
Presumptive
Sentence is concurrent with CR 2001-018336.

Community Supervision: Waived pursuant to A.R.S. § 13-603(K) and 41-1604.07(D),
due to the term of probation in CR 2002-090597.

IT IS ORDERED granting the Motion To Dismiss the following: Count 2.

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to
the Arizona Department of Corrections to carry out the term of imprisonment set forth herein.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of
Corrections a copy of this order together with all presentence reports, probation violation reports,
and medical and psychological reports that are not sealed in this cause relating to the Defendant.

The presentence investigation report is filed under CR 2003-006677-001 DT.

The Court recognizes the agreement of the parties that the Maricopa County Attorney's
Office will not file any forgery, theft, or theft of credit card charges out of MCSO DR 02-20382.

The issue of restitution remains open for an additional 4 months to permit an opportunity
to resolve the issue. If the parties are able to reach a stipulation, the Court can adopt the
stipulation by minute entry. If unable to agree, the parties have an affirmative obligation to
request in writing that a Restitution Hearing be set. The Defendant waives his presence at any
Restitution Hearing that may be set.

The Court recommends that the Defendant be considered for placement at the Marana
facility.

cc: DOC - Certified Copy via Certification Desk

cc: MCSO-DIS - Certified Copy via Certification Desk

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Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ HONORABLE EILEEN WILLETT
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)